IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE THIRTEENTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE B.SESHASAYANA REDDY

-

WRIT PETITION NO : 5709 of 2005

Between:

Kalluri Ramakrishna Reddy, s/o late K.Thimma Reddy,
Asst. Superintendent of Posts, r/o Tarigonda Village,
Gurramkonda Mandal, Chittoor District. …Petitioner

AND

1 The Secretary, Revenue Department, Govt. of A.P.,
Secretariat Buildings, Hyderabad.
2 The District Collector, Chittoor.
3 The Sub Collector, Madanapalli, Chittoor District.
4 The Mandal Revenue Officer, Gurramakonda Mandal, Chittoor District.
5 The Divisional Panchayat Officer, Panchayat Department, Madanapalli
Division, Madanapalle, Chittoor District.
6 N.G.Swarnalatha, Gurramakonda Mandal, working as M.R.O.,
Gurramkonda, Chittoor District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ particularly one in the nature of writ of mandamus declaring the action of the 1st respondent in not disposing the revision petition pending under proceedings No.38222 of 2003 dt.27/8/2003 pending since 20/4/1998 as illegal, arbitrary and unconstitutional and consequently direct the 1st respondent to dispose off the revision petition filed by the petitioner under proceedings No.38222/2003 within a period of one month or at the earliest.

Counsel for the Petitioner: MR.S.S.BHATT

Counsel for the Respondents 1 to 4: GP FOR REVENUE

Counsel for the Respondent No.5: G.P. for Panchayat Raj

Counsel for the Respondent No.6: None appeared.

The Court made the following :

ORDER:

This Writ Petition has been filed by one Kalluri Ramakrishna Reddy with a prayer to issue a writ of Mandamus declaring the action of the Secretary, Revenue Department-first respondent in not disposing of revision petition pending under proceedings no. 38222 of 2003, dated 27.08.2003 as illegal, arbitrary and unconstitutional and consequently direct the first respondent to dispose of the revision petition filed by the petitioner at the earliest.

The petitioner is an Ex-serviceman. Initially he obtained land in survey nos. 112 and 113 on lease from the grampanchayat Settyykaripalli grampanchayat, Gurramakonda mandal, Chittor district. Subsequently, the said survey numbers have been excluded from the control of grampanchayat, under notification dated 19.01.1994. The petitioner submitted an application for grant of patta in respect of the land in his possession. The Mandal Revenue Officer forwarded his application to the District Collector. The Collector ultimately rejected the application of the petitioner and thereupon, the petitioner preferred revision before the first respondent.

The grievance of the petitioner is that his revision petition is not being disposed of since the year 2003.

Heard the learned counsel for the petitioner and the Government Pleader for Revenue appearing on behalf of the respondents 1 to 4.

It is not in dispute that the petitioner submitted an application to the District Collector for grant of patta in respect of the land in his possession and his application came to be negatived, and thereupon he preferred revision before the first respondent. Since the revision is pending before the first respondent, this Writ Petition is disposed of

directing the first respondent to consider the revision and pass appropriate orders thereon in accordance with law within a period of two months from the date of receipt of copy of this order. The petitioner is at liberty to move necessary application to the revenue authorities for preservation of the property, in which case the revisional authority has to pass appropriate orders thereon in accordance with law. No costs.

13.07.2005

DRK

Copy to:

1.The Secretary, Revenue Dept., Govt. of A.P., Secretariat Buildings, Hyderabad.
2.The District Collector, Chittoor.

3.The Sub Collector, Madanapalli, Chittoor District.

4.The Mandal Revenue Officer, Gurramakonda Mandal, Chittoor District.
5. The Divisional Panchayat Officer, Panchayat Department, Madanapalli Division, Madanapalle, Chittoor District.

6. Two CCs to the G.P. for Revenue, High Court of A.P., High Court buildings, Hyderabad (o.u.t.). 7) Two CD copies..